

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Criminal Case No. 07CR2985-WQH
Plaintiff,)
v.) ORDER TO EXTEND EXCLUDABLE
EDUARDO BARAJAS (1),)
aka Eddie-Boy,)
VICTOR RAMOS (2),)
aka V,)
ALEJANDRO VELARDE (3),)
aka Lil' Al,)
MIGUEL RIVERA MEDINA (4))
aka Vampiro,)
JACOB TALLAECHE (5))
aka Dopey,)
THOMAS ALEJANDRO MANZANO (6),)
aka Tommy-Boy,)
DERIC WILLIAMS (7),)
aka Pelon,)
JULIO CESAR JIMENEZ (8),)
aka Foo-Foo,)
ERNESTO ROMAN LOPEZ (9),)
aka Ernie,)
Defendants.)

HAYES, Judge:

The matter before the Court is the period of excludable delay pursuant to Section 3161(h) of the Speedy Trial Act.

On January 23, 2008, this Court granted the joint motion (#131) of the parties to

1 declare this case complex pursuant to 18 U.S.C. 3161(h)(8). The Court ordered that this case
2 shall be deemed complex for purposes of the Speedy Trial Act , 18 U.S.C. §§ 3161, et seq.
3 based on the large volume of the discovery, the large number of defendants in this case and
4 the other related cases, and the complex nature of the prosecutions and possible existence of
5 novel questions of fact or law. Based upon the joint motion of all parties, the Court found
6 that it would be unreasonable to expect defense counsel to be able to effectively prepare for
7 pre-trial motions and trial within the period normally prescribed by the Speedy Trial Act, 18
8 U.S.C. §§ 3161, et seq., taking into account the exercise of due diligence. The Court
9 concluded that the ends of justice served by a continuance outweigh the best interest of the
10 public and the defendants in a speedy trial.

11 On February 1, 2008, the Court held a status hearing with all parties and all counsel
12 present. Counsel for Defendants reported that the Government continues to make the
13 extensive discovery materials available to all defense counsel and that discovery is
14 proceeding expeditiously. Counsel for Defendants requested a further status hearing set by
15 the Court with the agreement of all present for May 9, 2008.

16 IT IS HEREBY ORDERED that the time between December 17, 2007 and May 9,
17 2008, is deemed excludable time under the Speedy Trial Act pursuant to 18 U.S.C.
18 § 3161(h)(8), in addition to any time excludable pursuant to 18 U.S.C. § 3161(h)(1)(F),
19 resulting from pre-trial motions already filed.

20 DATED: February 5, 2008
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22 **WILLIAM Q. HAYES**
23 United States District Judge

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